

OCT 23 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION

JOHN F. CORCORAN, CLERK  
BY: *J. Clark*  
DEPUTY CLERK

UNITED STATES OF AMERICA

CASE NO. 1:04-cr-00067-1

v.

2255 FINAL ORDER

CECIL EDWARD WAMPLER, JR.

By: Hon. James C. Turk  
Senior United States District Judge

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

**ORDERED**

that the above referenced motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, is **DISMISSED without prejudice as successive** and the case is **STRICKEN** from the active docket.

ENTER: This 23<sup>rd</sup> day of October, 2009.

*James C. Turk*  
\_\_\_\_\_  
Senior United States District Judge